

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

JEFFREY DAVID WINT,

Defendant.

NO: 2:16-CR-188-RMP

ORDER GRANTING MOTION FOR
PROTECTIVE ORDER FOR MINORS
AND COMPLIANCE WITH 18 U.S.C.
§ 3509(d)

Before the Court is the Government's Motion for Protective Order for Minors, ECF No. 17, and Motion to Expedite, ECF No. 18. Having reviewed the motions and the record, the Court finds good cause to enter a protective order on an expedited basis.

Accordingly, **IT IS HEREBY ORDERED** that the Motion for Protective Order, **ECF No. 17**, and Motion to Expedite, **ECF No. 18**, are **GRANTED**, and further,

The privacy protection measures mandated by 18 U.S.C. § 3509(d), when a case involves a person under the age of eighteen years who is alleged to be a

ORDER GRANTING MOTION FOR PROTECTIVE ORDER FOR MINORS AND COMPLIANCE WITH 18 U.S.C. § 3509(d) ~ 1

1 victim of a crime of sexual exploitation, or a witness to a crime committed against
2 another person, apply to this case, thus;

3 **IT IS FURTHER ORDERED** that all persons acting in this case in a
4 capacity described in 18 U.S.C. § 3509(d)(1)(B), shall follow and abide by the
5 privacy protections of 18 U.S.C. § 3509(d)(1) and (2) as follows:

6 (d) Privacy protection.--

7 (1) Confidentiality of information.—

8 (A) A person acting in a capacity described in
9 subparagraph (B) in connection with a criminal
proceeding shall--

10 (i) keep all documents that disclose the
11 name or any other information
concerning a child in a secure place to
12 which no person who does not have
reason to know their contents has access;
13 and

14 (ii) disclose documents described in clause
15 (i) or the information in them that
concerns a child only to persons who, by
16 reason of their participation in the
proceeding, have reason to know such
information.

17 (B) Subparagraph (A) applies to--

18 (i) all employees of the Government
19 connected with the case, including
employees of the Department of Justice,
20 any law enforcement agency involved in
the case, and any person hired by the
21 Government to provide assistance in the
proceeding;

(ii) employees of the court;

(iii) the defendant and employees of the defendant, including the attorney for the defendant and persons hired by the defendant or the attorney for the defendant to provide assistance in the proceeding; and

(iv) members of the jury.

(2) Filing under seal.--All papers to be filed in court that disclose the name of or any other information concerning a child shall be filed under seal without necessity of obtaining a court order. The person who makes the filing shall submit to the clerk of the court-

(A) the complete paper to be kept under seal; and

(B) the paper with the portions of it that disclose the name of or other information concerning a child redacted, to be placed in the public record.

IT IS FURTHER ORDERED that counsel shall remind all persons providing assistance on this case of these obligations.

IT IS FURTHER ORDERED that any alleged minor victim will be referred to either by initials or a pseudonym, whichever is agreed upon by counsel for the United States and the Defendant. Counsel shall be consistent in their use of the identifier selected. The parties shall prepare their witnesses and instruct them to refer to the alleged minor victims only by using the agreed pseudonyms (e.g.,

1 "Jane Doe 1", "Jane Doe 2" etc.), rather than their names, in opening statements
2 and in closing arguments.

3 **IT IS FURTHER ORDERED** that all personal information relating to any
4 minor victim shall be precluded from public disclosure.

5 **IT IS SO ORDERED.** The Clerk shall enter this Order and provide copies
6 to counsel.

7 **DATED** this 21st day of November 2016.

8 s/ Rosanna Malouf Peterson
9 ROSANNA MALOUF PETERSON
10 United States District Judge
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